

United States District Court

DISTRICT OF _____

UNITED STATES OF AMERICA

v.

**WAIVER OF RULE 40 HEARINGS
(Excluding Probation Cases)**

Kelvin Correa-Manso Case Number: 04-1763-CBS

I, Kelvin Correa - Manso, understand that in the

District of _____, charges are pending

alleging violation of _____ and that I have been

arrested in this District and taken before a United States Magistrate, who informed me of the charge and of my right to:

(1) retain counsel or request the assignment of counsel if I am unable to retain counsel, (2) request transfer of the proceedings to this district pursuant to Rule 20, Fed. R. Crim. P., in order to plead guilty, (3) an identity hearing to determine if I am the person named in the charge, and (4) a preliminary examination (unless an indictment has been returned or an information filed) to determine whether there is probable cause to believe an offense has been committed by me, the hearing to be held either in this district or the district of prosecution.

LHEREBY WAIVE (GIVE UP) MY RIGHT TO A(N):

- identity hearing
 preliminary examination
 identity hearing and have been informed I have no right to a preliminary examination
 identity hearing *and* *but request a preliminary examination* be held in the prosecuting district

and, therefore, consent to the issuance of an order requiring my appearance in the prosecuting district where the charge is pending against me.

Kelvin Correa
Defendant

Peter J. Mise
Defense Counsel

6/16/04

Date